

I.R.C.P. 81.i. Vacating, Reconsidering, or Correcting Clerical Errors of a Judgment in a Small Claim.

Idaho Rules of Civil Procedure Rule 81(i). Vacating, Reconsidering, or Correcting Clerical Errors of a Judgment in a Small Claim.

The magistrate entering a judgment in a small claim may thereafter vacate, reconsider, or correct clerical errors in the judgment, at any time including during the pendency of an appeal, upon the grounds provided by Rules 55(c), 60(a) and (b), I.R.C.P. or for other good cause shown; provided, such action may be taken by the magistrate on the informal application of any party, or upon the magistrate's own initiative, and such application and decision shall be made in an informal manner without the necessity of a formal notice and hearing. Any action taken by the magistrate under this rule shall be done by written order of the magistrate and copies thereof served upon all parties in the same manner as a judgment on a small claim as provided above under Rule 81(h) and if an appeal is pending in the district court a copy thereof shall be mailed to the clerk of the district court in which the appeal is pending.

(Adopted April 11, 1979, effective May 1, 1979; amended December 27, 1979, effective July 1, 1980; amended June 15, 1987, effective November 1, 1987.)

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